IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

INCOME TAX APPEAL NO.66 OF 2004

The Commissioner of Income Tax,
Mumbai City XIV, Mumbai .. Appellant

v/s.

M/s. N.V.Corporation .. Respondent

Ms.S.V.Bharucha i/by Mr.S.S.Sarkar for the appellant.

CORAM : R.M.LODHA AND
J.P.DEVADHAR, JJ.

DATED : 25th November, 2004

P.C.

Heard.

2. The controversy in the appeal is concluded by the Division Bench judgment of this court in the case of Cadell Weaving Mill Co.P.Ltd. v. Commissioner of Income Tax and anr., 249 ITR 265.

3. The learned counsel for the revenue, however, submits that the said judgement is under challenge before the Supreme Court. Even if that be so, in so far as we are concerned, the issue stands concluded by the Division Bench judgment of this court.

4. No substantial question of law arises.

Dismissed in limine.

(R.M.LODHA, J.)

(J.P. DEVADHAR, J.)